

103D CONGRESS  
1ST SESSION

# H. R. 290

To extend health insurance and survivor annuity benefits to certain former spouses of Federal employees who would not otherwise be eligible therefor.

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IN THE HOUSE OF REPRESENTATIVES

JANUARY 5, 1993

Mrs. MORELLA introduced the following bill; which was referred to the  
Committee on Post Office and Civil Service

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## A BILL

To extend health insurance and survivor annuity benefits  
to certain former spouses of Federal employees who  
would not otherwise be eligible therefor.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. AMENDMENTS TO THE CIVIL SERVICE RETIRE-**  
4 **MENT SPOUSE EQUITY ACT OF 1984.**

5 (a) ELIMINATION OF BARS TO ELIGIBILITY.—Sec-  
6 tion 4(b) of the Civil Service Retirement Spouse Equity  
7 Act of 1984 (5 U.S.C. 8341 note), hereinafter in this Act  
8 referred to as the “Spouse Equity Act”, is amended—

9 (1) in paragraph (1)(B)(i), by striking “after  
10 September 14, 1978, and”; and

1 (2) by striking paragraph (4).

2 (b) NEW DEADLINE FOR APPLICATIONS.—

3 (1) IN GENERAL.—Section 4(b)(1)(B)(iv) of the  
4 Spouse Equity Act is amended by striking “May 7,  
5 1989” and inserting “May 7, 1993”.

6 (2) AUTHORITY TO WAIVE DEADLINE.—Section  
7 4(b) of the Spouse Equity Act is amended by adding  
8 at the end the following:

9 “(6)(A) The Director of the Office of Personnel Man-  
10 agement may waive the deadline under paragraph  
11 (1)(B)(iv) in any case in which the Director determines  
12 that the circumstances so warrant.

13 “(B) In making a determination under this para-  
14 graph, one of the factors which may be taken into account  
15 is whether the individual involved has previously submitted  
16 a timely application under this section—

17 “(i) which was denied; but

18 “(ii) which, based on criteria applied under this  
19 section pursuant to changes in law subsequent to the  
20 denial, would have been approved.”.

21 **SEC. 2. HEALTH BENEFITS.**

22 Any individual who, under the provisions of section  
23 4(b) of the Spouse Equity Act (as amended by section 1),  
24 is entitled to a survivor annuity described in such provi-  
25 sions may, within 12 months after the date on which such

1 individual first becomes so entitled (or the date of the en-  
2 actment of this Act, if later), and if such individual meets  
3 the definition of a former spouse under section 8901(10)  
4 of title 5, United States Code (determined without regard  
5 to subparagraph (C) thereof), enroll in an approved health  
6 benefits plan described in section 8903 of such title, under  
7 the conditions set forth in section 8905(c) of such title  
8 (excluding subparagraphs (A) and (B) of paragraph (1)  
9 of such section 8905(c)).

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